

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1102 be amended to read as follows:

- 1 Page 1, between the enacting clause and line 1, begin a new
2 paragraph and insert:
3 "SECTION 1. IC 5-3-1-0.4 IS AMENDED TO READ AS
4 FOLLOWS [EFFECTIVE JULY 1, 2006]: Sec. 0.4. As used in this
5 chapter, "newspaper" refers to a newspaper that:
6 (1) is a daily, weekly, semiweekly, or triweekly newspaper of
7 general circulation;
8 (2) has:
9 (A) been published for at least ~~three (3)~~ **two (2)** consecutive
10 years in the same city or town;
11 (B) **obtained subscriptions from at least ten percent**
12 **(10%) of the population of the city or town in which the**
13 **newspaper is published; or**
14 (C) **accumulated at least fifty percent (50%) of all**
15 **newspaper subscriptions in the city or town in which the**
16 **newspaper is published;**
17 (3) has been entered, authorized, and accepted by the United
18 States Postal Service for at least three (3) consecutive years as
19 mailable matter of the periodicals class; and
20 (4) has at least fifty percent (50%) of all copies circulated paid
21 for by subscribers or other purchasers at a rate that is not
22 nominal.
23 SECTION 2. IC 5-3-1-0.7 IS AMENDED TO READ AS
24 FOLLOWS [EFFECTIVE JULY 1, 2006]: Sec. 0.7. (a) As used in this
25 chapter, "qualified publication" means a publication that:

- (1) is published daily, weekly, semiweekly, or triweekly;
- (2) is of general circulation to the public;
- (3) has:
- (A) been published for at least ~~three (3)~~ two (2) consecutive years in the same city or town;**
 - (B) obtained subscriptions from at least ten percent (10%) of the population of the city or town in which the newspaper is published; or**
 - (C) accumulated at least fifty percent (50%) of all newspaper subscriptions in the city or town in which the newspaper is published;**
- (4) has continuity as to title and general nature of content from issue to issue;
- (5) contains news of general or community interest, community notices, or editorial commentary;
- (6) contains advertisements from unrelated advertisers in each issue;
- (7) has, in more than one-half (1/2) of its issues published during the previous twelve (12) month period, not more than seventy-five percent (75%) advertising content;
- (8) has a known office location in the county in which it is published; and
- (9) has been entered, authorized, and accepted by the United States Postal Service as mailable matter of standard mail (A) class for the time published.
- (b) A publication is not a qualified publication if any of the following apply:
- (1) The publication is owned by, or under the control of, the owners or lessees of a shopping center or a merchant's association.
 - (2) The publication is owned by, or under the control of, a business that sells property or services (other than advertising) and the predominant advertising in the publication is advertising for the business's sales of property or services.
 - (3) The publication is a mail order catalog or other catalog, advertising flier, travel brochure, house organ, theater program, telephone directory, restaurant guide, shopping center advertising sheet, or other similar publication.
 - (4) The publication is primarily devoted to matters of specialized interest such as a labor, fraternal, society, political, religious, sporting, or trade news publication or journal.
 - (5) The publication is a magazine, racing form, or tip sheet."
- RENUMBER ALL SECTIONS CONSECUTIVELY
- (Reference is to HB 1102 as printed January 18, 2006).

Representative THOMPSON